

THURSDAY, MARCH 17, 2016

FORTY-NINTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Pastor Frank Gagliano, South Haven Baptist Church, Springfield, TN.

Representative Kumar led the House in the Pledge of Allegiance to the Flag.

RECOGNITION IN THE WELL

Representative Jenkins was recognized in the Well to introduce Eliza Smith, who sang "The National Anthem."

ROLL CALL

The roll call was taken with the following results:

Present..... 95

Representatives present were Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 95

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Parkinson

Representative Rogers; illness

Representative Williams

Representative M. Hill

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PRESENT IN CHAMBER

Rep. Mitchell was announced as being present in the Chamber.

Rep. M. Hill was recorded as being present in the Chamber.

COMMUNICATION

March 15, 2016

Ms. Lorrie Graves
501 Stefan Court
Franklin, TN 37064

Re: Standards Recommendation Committee – Science

Dear Ms. Graves:

As Speaker of the House of Representatives acting pursuant to Tennessee Code Annotated, § 49-1-313, I am appointing you to serve as a member of the Standards Recommendation Committee – Science. Your term commences immediately and will expire on January 10, 2017.

I am forwarding a copy of this letter to Dr. Sara Heyburn, Executive Director of Tennessee State Board of Education. Dr. Heyburn's office will be contacting you in the near future regarding this appointment.

I am confident that you will perform the duties of office with the high standard of professionalism, dedication and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Beth Harwell

cc: Lt. Gov. Ron Ramsey
Dr. Sara Heyburn – Tennessee State Board of Education
Cody York, 8th Floor, Snodgrass Tower
Don R. Johnson, G-7 State Capitol Bldg.
Scott Gilmer
Connie Ridley
Karen Garrett
Doug Himes
Tammy Letzler

COMMUNICATION
March 17, 2016

Mr. Ed Lancaster, General Counsel
Tennessee Farm Bureau Federation
147 Bear Creek Pike
P O Box 313
Columbia, TN 38402-0313

Re: Trial Court Vacancy Commission

Dear Mr. Lancaster:

As Speaker of the House of Representatives acting pursuant to Chapter 528 of the Public Acts of 2016, I am appointing you to serve as a member of the Trial Court Vacancy Commission. Your term commences immediately and will expire on January 31, 2022.

I am forwarding a copy of this letter to the Administrative Office of the Courts. Director Deborah Taylor Tate's office will be contacting you in the near future regarding this appointment.

I am confident that you will perform the duties of office with the high standard of professionalism, dedication and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Beth Harwell

cc: Lt. Gov. Ron Ramsey
Deborah Taylor Tate, Director of the Administrative Office of the Courts
Cody York, 8th Floor, Snodgrass Tower
Don R. Johnson, G-7 State Capitol Bldg.
Scott Gilmer
Connie Ridley
Karen Garrett
Doug Himes
Tammy Letzler

COMMUNICATION
March 17, 2016

Honorable Kim Helper
District Attorney
421 Main Street, Suite 102
Franklin, TN 37064

Re: Trial Court Vacancy Commission

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Dear General Helper:

As Speaker of the House of Representatives acting pursuant to Chapter 528 of the Public Acts of 2016, I am appointing you to serve as a member of the Trial Court Vacancy Commission. Your term commences immediately and will expire on January 31, 2018.

I am forwarding a copy of this letter to the Administrative Office of the Courts. Director Deborah Taylor Tate's office will be contacting you in the near future regarding this appointment.

I am confident that you will perform the duties of office with the high standard of professionalism, dedication and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Beth Harwell

cc: Lt. Gov. Ron Ramsey
Deborah Taylor Tate, Director of the Administrative Office of the Courts
Cody York, 8th Floor, Snodgrass Tower
Don R. Johnson, G-7 State Capitol Bldg.
Scott Gilmer
Connie Ridley
Karen Garrett
Doug Himes
Tammy Letzler

COMMUNICATION
March 17, 2016

Bradford Box, Esq.
Rainey, Kizer, Reviere & Bell PLC
209 E. Main Street
Jackson, TN 38301

Re: Trial Court Vacancy Commission

Dear Mr. Box:

As Speaker of the House of Representatives acting pursuant to Chapter 528 of the Public Acts of 2016, I am appointing you to serve as a member of the Trial Court Vacancy Commission. Your term commences immediately and will expire on January 31, 2022.

I am forwarding a copy of this letter to the Administrative Office of the Courts. Director Deborah Taylor Tate's office will be contacting you in the near future regarding this appointment.

THURSDAY, MARCH 17, 2016 – FORTY-NINTH LEGISLATIVE DAY UNOFFICIAL VERSION

I am confident that you will perform the duties of office with the high standard of professionalism, dedication and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Beth Harwell

cc: Lt. Gov. Ron Ramsey
Deborah Taylor Tate, Director of the Administrative Office of the Courts
Cody York, 8th Floor, Snodgrass Tower
Don R. Johnson, G-7 State Capitol Bldg.
Scott Gilmer
Connie Ridley
Karen Garrett
Doug Himes
Tammy Letzler

**COMMUNICATION
March 17, 2016**

The Honorable William C. Koch, Jr.
Nashville School of Law
4013 Armory Oaks Drive
Nashville, TN 37204

Re: Trial Court Vacancy Commission

Dear Justice Koch:

As Speaker of the House of Representatives acting pursuant to Chapter 528 of the Public Acts of 2016, I am appointing you to serve as a member of the Trial Court Vacancy Commission. Your term commences immediately and will expire on January 31, 2020.

I am forwarding a copy of this letter to the Administrative Office of the Courts. Director Deborah Taylor Tate's office will be contacting you in the near future regarding this appointment.

I am confident that you will perform the duties of office with the high standard of professionalism, dedication and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Beth Harwell

cc: Lt. Gov. Ron Ramsey
Deborah Taylor Tate, Director of the Administrative Office of the Courts
Cody York, 8th Floor, Snodgrass Tower
Don R. Johnson, G-7 State Capitol Bldg.

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Scott Gilmer
Connie Ridley
Karen Garrett
Doug Himes
Tammy Letzler

COMMUNICATION
March 17, 2016

The Honorable DeWayne Bunch
804 Holly Ridge Drive
Cleveland, TN 37311

Re: Trial Court Vacancy Commission

Dear Judge Bunch:

As Speaker of the House of Representatives acting pursuant to Chapter 528 of the Public Acts of 2016, I am appointing you to serve as a member of the Trial Court Vacancy Commission. Your term commences immediately and will expire on January 31, 2020.

I am forwarding a copy of this letter to the Administrative Office of the Courts. Director Deborah Taylor Tate's office will be contacting you in the near future regarding this appointment.

I am confident that you will perform the duties of office with the high standard of professionalism, dedication and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Beth Harwell

cc: Lt. Gov. Ron Ramsey
Deborah Taylor Tate, Director of the Administrative Office of the Courts
Cody York, 8th Floor, Snodgrass Tower
Don R. Johnson, G-7 State Capitol Bldg.
Scott Gilmer
Connie Ridley
Karen Garrett
Doug Himes
Tammy Letzler

COMMUNICATION
March 17, 2016

Rep. William G. Lamberth
22 Legislative Plaza
Nashville, TN 37243

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Re: Tennessee Community Resource Board

Dear Rep. Lamberth:

As Speaker of the House of Representatives acting pursuant to Tennessee Code Annotated, § 41-10-105(a), I am appointing you to serve, as a member of the Tennessee Community Resource Board. You will be replacing Rep. Jon Lundberg. Your term will commence immediately and will expire on November 8, 2016.

I am forwarding a copy of this letter to Commissioner Derrick Schofield. Commissioner Schofield's office will be contacting you in the near future regarding this reappointment.

I am confident that you will perform the duties of office with the high standard of professionalism, dedication and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Beth Harwell

cc: Commissioner Derrick Schofield – Department of Corrections
Lt. Gov. Ron Ramsey
Cody York, 8th Floor, Snodgrass Tower
Don R. Johnson, G-7 State Capitol Bldg.
Scott Gilmer
Connie Ridley
Karen Garrett
Doug Himes
Tammy Letzler

**COMMUNICATION
March 17, 2016**

The Honorable Larry K. Scroggs
2521 Broad Leaf Cv
Germantown, TN 38139

Re: Tennessee Bureau of Investigation Nominating Commission

Dear Judge Scroggs:

As Speaker of the House of Representatives acting pursuant to Tennessee Code Annotated, § 38-6-101(b)(3)(A)(ii), I am nominating you to serve as the Republican member of the Tennessee Bureau of Investigation Nominating Commission. Your term commences when the House passes a resolution to elect you and will expire on January 1, 2022.

THURSDAY, MARCH 17, 2016 – FORTY-NINTH LEGISLATIVE DAY UNOFFICIAL VERSION

I am confident that you will perform the duties of office with the high standard of professionalism, dedication and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Beth Harwell

cc: Lt. Gov. Ron Ramsey
Jerry Estes, Executive Director – District Attorneys General Conference
Cody York, 8th Floor, Snodgrass Tower
Don R. Johnson, G-7 State Capitol Bldg.
Scott Gilmer
Connie Ridley
Karen Garrett
Doug Himes
Tammy Letzler

**COMMUNICATION
March 17, 2016**

Mr. Eddie Bass
1015 Bass Road
Prospect, TN 38477-6722

Re: Tennessee Bureau of Investigation Nominating Commission

Dear Mr. Bass:

As Speaker of the House of Representatives acting pursuant to Tennessee Code Annotated, § 38-6-101(b)(3)(A)(ii), I am nominating you to serve as the Democratic member of the Tennessee Bureau of Investigation Nominating Commission. Your term commences when the House passes a resolution to elect you and will expire on January 1, 2022.

I am confident that you will perform the duties of office with the high standard of professionalism, dedication and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Beth Harwell

cc: Lt. Gov. Ron Ramsey
Jerry Estes, Executive Director – District Attorneys General Conference
Cody York, 8th Floor, Snodgrass Tower
Don R. Johnson, G-7 State Capitol Bldg.
Scott Gilmer
Connie Ridley
Karen Garrett

Doug Himes
Tammy Letzler

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 673 Reps. Terry, Womick, Lollar, Powers, Shepard, Beck and Sparks as prime sponsors.

House Joint Resolution No. 675 Rep. Clemmons as prime sponsor.

House Joint Resolution No. 678 Rep. Clemmons as prime sponsor.

House Bill No. 464 Rep. Hardaway as prime sponsor.

House Bill No. 1369 Reps. Carter and Matlock as prime sponsors.

House Bill No. 1427 Rep. Lollar as prime sponsor.

House Bill No. 1432 Reps. Hardaway, Windle, Durham, Hazlewood, Lynn, Lollar and Littleton as prime sponsors.

House Bill No. 1464 Rep. Terry as prime sponsor.

House Bill No. 1477 Rep. Calfee as prime sponsor.

House Bill No. 1495 Reps. Ragan, J. Sexton, Byrd and M. White as prime sponsors.

House Bill No. 1530 Reps. Hardaway, Hazlewood, Carter, Byrd, M. White and DeBerry as prime sponsors.

House Bill No. 1625 Rep. Hardaway as prime sponsor.

House Bill No. 1638 Rep. Hazlewood as prime sponsor.

House Bill No. 1717 Rep. Lynn as prime sponsor.

House Bill No. 1730 Rep. Matheny as prime sponsor.

House Bill No. 1769 Rep. Windle as prime sponsor.

House Bill No. 1779 Rep. Hazlewood as prime sponsor.

House Bill No. 1780 Rep. Hazlewood as prime sponsor.

House Bill No. 1830 Rep. Terry as prime sponsor.

House Bill No. 1882 Rep. Calfee as prime sponsor.

House Bill No. 1922 Rep. Travis as prime sponsor.

House Bill No. 1940 Reps. Eldridge, Reedy, Calfee, Doss, Van Huss, Keisling, Casada, Rogers, Weaver, Daniel, Holsclaw and Travis as prime sponsors.

House Bill No. 1974 Reps. Favors and Hardaway as prime sponsors.

House Bill No. 1976 Reps. Hardaway, Faison, Sparks and Smith as prime sponsors.

House Bill No. 2013 Rep. Jernigan as prime sponsor.

House Bill No. 2018 Rep. Windle as prime sponsor.

House Bill No. 2095 Reps. Towns, Powell and Stewart as prime sponsors.

House Bill No. 2105 Rep. Swann as prime sponsor.

House Bill No. 2199 Rep. Lollar as prime sponsor.

House Bill No. 2229 Rep. Johnson as prime sponsor.

House Bill No. 2316 Reps. Hazlewood, Moody, Hardaway, Turner, Kumar, Gilmore and Clemmons as prime sponsors.

House Bill No. 2410 Rep. Pitts as prime sponsor.

House Bill No. 2483 Reps. Lamberth, Weaver and Farmer as prime sponsors.

House Bill No. 2512 Rep. Terry as prime sponsor.

House Bill No. 2570 Reps. Fitzhugh, Moody, Hazlewood, Weaver, Byrd, Littleton, Windle, Kane, Ramsey, Carter, Shepard, Beck, Alexander, H. Brooks, Johnson, Kumar, Dunlap, Sanderson, Holt, Travis, Ragan, Shaw, Casada, Eldridge, Holsclaw, Forgety, Howell, McDaniel, Jenkins, Marsh, Butt, Dunn, Hardaway, Terry and Durham as prime sponsors.

House Bill No. 2579 Rep. Casada as prime sponsor.

House Bill No. 2616 Rep. Akbari as prime sponsor.

SPONSORS REMOVED

On Motion, Rep. Powers was removed as sponsor of **House Bill No. 1161**.

SIGNED
March 15, 2016

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THURSDAY, MARCH 17, 2016 – FORTY-NINTH LEGISLATIVE DAY UNOFFICIAL VERSION

The Speaker announced that she had signed the following: Senate Bills Nos. 1628, 1789, 1873, 1966, 2000, 2062, 2531 and 2571.

JOE MCCORD, Chief Clerk

ENGROSSED BILLS

March 15, 2016

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 779, 985, 1540, 1556, 1686, 1858, 2064, 2190, 2334, 2443, 2568, 2575, 2628, 2632 and 2637; also House Joint Resolutions Nos. 291, 516, 658, 659, 660, 667, 668, 671 and 672.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

March 15, 2016

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 575; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED

March 15, 2016

The Speaker announced that she had signed the following: Senate Joint Resolution No. 575.

JOE MCCORD, Chief Clerk

ENROLLED BILLS

March 15, 2016

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 467, 610, 611, 613, 614, 615, 616, 620, 621, 627, 628, 629, 631, 632, 633, 634 and 635; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

SIGNED

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March 15, 2016

The Speaker announced that she had signed the following: House Joint Resolutions Nos. 467, 610, 611, 613, 614, 615, 616, 620, 621, 627, 628, 629, 631, 632, 633, 634 and 635.

GREG GLASS, Chief Engrossing Clerk

ENROLLED BILLS

March 15, 2016

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1443, 1475, 1492, 1513, 1648, 1677, 1683, 1768, 1836, 1867, 1903, 1905, 1944, 2155, 2170, 2305, 2572, 2619, 2624 and 2627; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

REPORT OF CHIEF ENGROSSING CLERK

March 15, 2016

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1600, 1750, 1846, 1946, 2010, 2055, 2108, 2152, 2197, 2622 and 2626; for his action.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

March 15, 2016

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 467, 610, 611, 613, 614, 615, 616, 620, 621, 627, 628, 629, 631, 633, 634 and 635; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

REPORT OF CHIEF ENGROSSING CLERK

March 16, 2016

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolutions Nos. 467, 610, 611, 613, 614, 615, 616, 620, 621, 627, 628, 629, 631, 632, 633, 634 and 635; for his action.

GREG GLASS, Chief Engrossing Clerk

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**MESSAGE FROM THE SENATE
March 16, 2016**

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 1680, 1755, 1858, 2052 and 2334; substituted for Senate Bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 16, 2016**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 636, 637, 638, 639, 640, 641, 642, 643, 644, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656 and 657; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 16, 2016**

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 682 and 1700; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 16, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 300, 1462, 1485, 1619, 1638, 1642, 1742, 1784, 1871, 1892, 1936, 1994, 2005, 2006, 2034, 2086 and 2087; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 16, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 533, 557, 558, 559 and 563; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 533** -- Memorials, Recognition - Smart911 Awareness Day. by *Ketron, *Overbey.

Senate Joint Resolution No. 557 -- Memorials, Retirement - Jeffrey S. Henry, District Public Defenders Conference. by *Ketron, *Tracy, *Beavers, *Harris, *Kyle, *Norris, *Overbey.

Senate Joint Resolution No. 558 -- Memorials, Death - John Jay Hooker. by *Tate, *Beavers, *Harper, *Kyle, *Norris, *Yarbro.

Senate Joint Resolution No. 559 -- Memorials, Death - Sonny James. by *Roberts, *Bailey, *Beavers, *Bell, *Bowling, *Briggs, *Crowe, *Dickerson, *Gardenhire, *Green, *Gresham, *Haile, *Harper, *Harris, *Hensley, *Jackson, *Johnson, *Kelsey, *Ketron, *Kyle, *Massey, *McNally, *Niceley, *Norris, *Overbey, *Southerland, *Stevens, *Tate, *Tracy, *Watson, *Yager, *Yarbro, *Ramsey.

Senate Joint Resolution No. 563 -- Memorials, Recognition - Bradley Academy Museum and Cultural Center. by *Tracy, *Ketron.

MESSAGE FROM THE SENATE

March 16, 2016

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1530, 1736, 2049, 2060, 2066, 2083, 2092, 2122 and 2668; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 1530** -- Sunset Laws - As introduced, extends the regional transportation authority of Middle Tennessee five years to June 30, 2021. - Amends TCA Title 4, Chapter 29; Section 29-20-107 and Title 64, Chapter 8. by *Bell. (HB1588 by *Faison, *Ragan)

***Senate Bill No. 1736** -- Firearms and Ammunition - As introduced, establishes that if a person or entity posts to prohibit the possession of firearms on the property, the posting entity, for purposes of liability, assumes custodial responsibility for the safety and defense of any handgun carry permit holder harmed while on the posted property. - Amends TCA Title 39, Chapter 17, Part 13. by *Gresham. (HB2033 by *Faison, *Rogers)

***Senate Bill No. 2049** -- Law Enforcement - As introduced, encourages TBI to develop an activation card for law enforcement use in connection with the missing citizen alert program to help locate missing citizens who have wandered due to dementia or physical impairment. - Amends TCA Section 38-6-121. by *McNally, *Bailey, *Briggs, *Massey, *Tate, *Beavers, *Bell, *Bowling, *Crowe, *Dickerson, *Gardenhire, *Green, *Gresham, *Haile, *Harper, *Harris, *Hensley, *Jackson, *Johnson, *Kelsey, *Ketron, *Kyle, *Niceley, *Norris, *Overbey, *Roberts, *Southerland, *Stevens, *Tracy, *Watson, *Yager, *Yarbro, *Ramsey. (HB2421 by *Williams)

Senate Bill No. 2060 -- Controlled Substances - As introduced, establishes requirements for the dispensing of opioids and benzodiazepines by physicians and other healthcare providers. - Amends TCA Title 63. by *Briggs, *McNally, *Hensley, *Haile, *Bowling, *Massey, *Yager, *Kyle, *Bailey, *Green, *Jackson. (*HB2126 by *Terry)

***Senate Bill No. 2066** -- Employees, Employers - As introduced, requires the department of labor and workforce development to submit a report to each member of the
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general assembly of the total number of final orders issued pursuant to the Tennessee Lawful Employment Act, and prohibited employment contract activity, by December 1 of each year. - Amends TCA Title 12, Chapter 3 and Title 50. by *Stevens, *Green. (HB2556 by *Durham, *Holt, *Sargent)

Senate Bill No. 2083 -- Municipal Government - As introduced, prohibits a municipality from holding another election on an advertising tax levy for five years after such an election. - Amends TCA Title 6, Chapter 54, Part 2. by *Overbey. (*HB1997 by *Carr)

***Senate Bill No. 2092** -- Health Care - As introduced, establishes a stroke best practices and treatment guidelines task force under the department of health. - Amends TCA Title 4 and Title 68. by *Ketron, *Crowe, *Norris, *Overbey, *Watson. (HB2316 by *Ramsey, *Williams)

***Senate Bill No. 2122** -- Nurses, Nursing - As introduced, authorizes a nurse practitioner or physician assistant who practices in a free or reduced fee clinic to arrange for required chart reviews by a supervising physician in the physician's office or remotely via HIPAA-compliant electronic means instead of at the clinic site. - Amends TCA Title 63, Chapter 19; Title 63, Chapter 6 and Title 63, Chapter 7. by *Southerland, *Gresham. (HB2422 by *Goins, *Favors)

Senate Bill No. 2668 -- Eagleville - As introduced, subject to local approval, rewrites the city charter. - Amends Chapter 77 of the Private Acts of 1977. by *Ketron. (HB2646 by *Womick)

**SIGNED
March 16, 2016**

The Speaker announced that she had signed the following: Senate Bills Nos. 300, 1462, 1485, 1619, 1638, 1642, 1742, 1784, 1871, 1892, 1936, 1994, 2005, 2006, 2034, 2086 and 2087.

JOE MCCORD, Chief Clerk

PERSONAL ORDERS

RECOGNITION IN THE WELL

Representative Lamberth was recognized in the Well to honor the Tennessee Fusion Center.

RESOLUTION READ

The Clerk read House Resolution No. 158, adopted February 18, 2016.

2999

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House Resolution No. 158 -- Memorials, Recognition - Tennessee Fusion Center. by *Lamberth.

RECOGNITION IN THE WELL

Representative Armstrong was recognized in the Well to honor Brianna Mason, Miss Knoxville 2016.

RESOLUTION READ

The Clerk read House Joint Resolution No. 685.

House Joint Resolution No. 685 -- Memorials, Recognition - Brianna Mason, Miss Knoxville 2016. by *Armstrong.

PRESENT IN CHAMBER

Rep. Williams was announced as being present in the Chamber.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for March 21, 2016:

House Resolution No. 185 -- Memorials, Sports - Martin Westview High School boys' basketball team. by *Holt.

House Resolution No. 186 -- Memorials, Recognition - Coach Jim Braden. by *Zachary.

House Joint Resolution No. 679 -- Memorials, Retirement - Major Van G. Chase. by *Pitts, *Reedy, *Johnson.

House Joint Resolution No. 680 -- Memorials, Recognition - Private Officer International Memorial Week. by *Lynn.

House Joint Resolution No. 681 -- Memorials, Personal Achievement - Colton Wyatt Phillips, Cub Scout Supernova Award. by *Todd.

House Joint Resolution No. 682 -- Memorials, Academic Achievement - Joseph Tyler Pendleton, Salutatorian, Rhea County High School. by *Travis.

House Joint Resolution No. 683 -- Memorials, Academic Achievement - Kristin Griffin, Valedictorian, Rhea County High School. by *Travis.

3000

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House Joint Resolution No. 684 -- Memorials, Recognition - World's Biggest Fish Fry 2016 Hostess Princess Royalty. by *Wirgau.

House Joint Resolution No. 685 -- Memorials, Recognition - Brianna Mason, Miss Knoxville 2016. by *Armstrong.

House Joint Resolution No. 686 -- Memorials, Recognition - Masami Kinefuchi, Consul-General of Japan. by *Harwell, *Johnson, *McDaniel, *McCormick, *Fitzhugh.

House Joint Resolution No. 687 -- Memorials, Recognition - Waverly Mullins, Best of Show in Congressional Medal of Honor art show. by *Ragan.

House Joint Resolution No. 689 -- Memorials, Sports - Riverdale High School girls' basketball AAA State Champions. by *Terry.

House Joint Resolution No. 690 -- Memorials, Public Service - Herbert Lackey. by *Brooks K, *Pitts.

House Joint Resolution No. 693 -- Memorials, Retirement - James Cradic, Jr. by *Hicks.

House Joint Resolution No. 694 -- Memorials, Professional Achievement - Maekayla Crawford, President's Volunteer Service Award/Prudential Spirit of Community Award. by *Hicks.

House Joint Resolution No. 695 -- Memorials, Professional Achievement - Kaitlyn Price, President's Volunteer Service Award. by *Hicks.

House Joint Resolution No. 696 -- Memorials, Sports - Ravenwood High School, TSSAA Division I Class 6A state football champions. by *Casada, *Sargent, *Durham.

House Joint Resolution No. 697 -- Memorials, Recognition - Aureonya Glenn, Miss Black Clarksville 2016. by *Pitts, *Johnson, *Reedy.

House Joint Resolution No. 698 -- Memorials, Sports - E.O. Coffman Middle School boys basketball team. by *Doss.

House Joint Resolution No. 699 -- Memorials, Sports - E.O. Coffman Middle School girls basketball team. by *Doss.

House Joint Resolution No. 700 -- Memorials, Professional Achievement - Dan Smith, Director Emeritus of Middle Tennessee Electric Board of Directors. by *Pody.

House Joint Resolution No. 701 -- Memorials, Recognition - Ed Johnson. by *Favors.

House Joint Resolution No. 702 -- Memorials, Recognition - Alayna Keeling, 2016 Mule Day Court Fourth Runner Up. by *Butt.

House Joint Resolution No. 703 -- Memorials, Recognition - Tori Renee Brown, 2016 Mule Day Queen. by *Butt.

House Joint Resolution No. 704 -- Memorials, Recognition - Kendyl Ansley Colvett, 2016 Mule Day Court First Runner Up. by *Butt.

House Joint Resolution No. 705 -- Memorials, Recognition - Dacey Jo Thompson, 2016 Mule Day Court Second Runner Up. by *Butt.

House Joint Resolution No. 706 -- Memorials, Recognition - Hannah Ginn, 2016 Mule Day Court Third Runner Up. by *Butt.

House Joint Resolution No. 707 -- Memorials, Professional Achievement - Dr. Charles William McKee, UTK College of Education, Health and Human Sciences Educators Hall of Honor. by *Pody.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolutions listed were noted as being placed on the Consent Calendar for March 21, 2016:

***Senate Joint Resolution No. 533** -- Memorials, Recognition - Smart911 Awareness Day. by *Ketron, *Overbey.

Senate Joint Resolution No. 557 -- Memorials, Retirement - Jeffrey S. Henry, District Public Defenders Conference. by *Ketron, *Tracy, *Beavers, *Harris, *Kyle, *Norris, *Overbey.

Senate Joint Resolution No. 558 -- Memorials, Death - John Jay Hooker. by *Tate, *Beavers, *Harper, *Kyle, *Norris, *Yarbro.

Senate Joint Resolution No. 559 -- Memorials, Death - Sonny James. by *Roberts, *Bailey, *Beavers, *Bell, *Bowling, *Briggs, *Crowe, *Dickerson, *Gardenhire, *Green, *Gresham, *Haile, *Harper, *Harris, *Hensley, *Jackson, *Johnson, *Kelsey, *Ketron, *Kyle, *Massey, *McNally, *Niceley, *Norris, *Overbey, *Southerland, *Stevens, *Tate, *Tracy, *Watson, *Yager, *Yarbro, *Ramsey.

Senate Joint Resolution No. 563 -- Memorials, Recognition - Bradley Academy Museum and Cultural Center. by *Tracy, *Ketron.

RESOLUTIONS LYING OVER

On motion, the resolution listed was referred to the appropriate Committee:

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***Senate Joint Resolution No. 460** -- General Assembly, Statement of Intent or Position
- Urges the development and implementation of additional specialized mental health crisis intervention training for law enforcement officers. by *McNally.

House State Government Committee

***Senate Joint Resolution No. 463** -- General Assembly, Directed Studies - Directs TACIR to study compensation and reimbursement paid to members of general assembly. by *Beavers.

House State Government Committee

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 2649 -- Van Buren County - As introduced, subject to local approval, revises allocation of occupancy tax proceeds from 22.28 percent to the city of Spencer and 77.72 percent to the county trustee, to 16 percent to the city of Spencer and 84 percent to the county trustee. - Amends Chapter 168 of the Private Acts of 1984; as amended. by *Sexton C.

House Bill No. 2650 -- Linden - As introduced, subject to local approval, authorizes the appointment of a vice mayor; allows for the mayor to be paid a salary, to be set by ordinance. - Amends Chapter 365 of the Private Acts of 1923; as amended. by *McDaniel.

House Bill No. 2651 -- Lebanon - As introduced, subject to local approval, revises the city charter. - Amends Chapter 644 of the Private Acts of 1911; as amended. by *Pody.

House Bill No. 2652 -- Rocky Top - As introduced, subject to local approval, rewrites city charter. - Amends Chapter 227 of the Private Acts of 1992; as amended. by *Ragan.

House Bill No. 2653 -- Gallatin - As introduced, subject to local approval, amends charter relative to the appointment of city officers by the city council, in addition to residency requirements, tenure, salaries, and termination provisions for such officers; specifies that the removal of the mayor, aldermen, and recorder shall be conducted in accordance with the general law; authorizes city attorney to accept service of process on behalf of the city. - Amends Chapter 67 of the Private Acts of 1953; as amended. by *Lamberth.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

Senate Bill No. 1429 -- Veterinarians - As introduced, deletes requirement that veterinary facilities located in retail establishments have an entrance that is directly on a public street or parking area. - Amends TCA Title 63, Chapter 12. by *Bell, *Crowe, *Niceley. (*HB1406 by *Casada)

***Senate Bill No. 1490** -- Veterans - As introduced, exempts honorably discharged and retired veterans of the United States armed forces from firing range and classroom training requirements for handgun carry permits upon presenting a DD 214 form indicating a discharge or retirement date within five years of application for the permit. - Amends TCA Title 39, Chapter 17, Part 13. by *Overbey, *Bailey, *Green, *Stevens, *Haile, *Bell, *Gresham, *Norris. (HB1641 by *Forgety, *Gravitt)

***Senate Bill No. 1530** -- Sunset Laws - As introduced, extends the regional transportation authority of Middle Tennessee five years to June 30, 2021. - Amends TCA Title 4, Chapter 29; Section 29-20-107 and Title 64, Chapter 8. by *Bell. (HB1588 by *Faison, *Ragan)

***Senate Bill No. 1605** -- Constitutional Amendments - As introduced, requires that the ballot description of any proposed constitutional amendment contain the full text of each section of the constitution the proposed amendment would alter or delete. - Amends TCA Title 2. by *Niceley, *Bailey. (HB1796 by *Dunn)

Senate Bill No. 1646 -- Taxes, Real Property - As introduced, changes the formula for calculating hearing costs in property tax appeals before the board of equalization; permits the assessment appeals commission to issue a notice rather than a certificate of assessment in certain circumstances; changes notice requirements for unpaid rollback taxes. - Amends TCA Title 67, Chapter 5. by *Bailey. (*HB1689 by *Gravitt)

***Senate Bill No. 1736** -- Firearms and Ammunition - As introduced, establishes that if a person or entity posts to prohibit the possession of firearms on the property, the posting entity, for purposes of liability, assumes custodial responsibility for the safety and defense of any handgun carry permit holder harmed while on the posted property. - Amends TCA Title 39, Chapter 17, Part 13. by *Gresham. (HB2033 by *Faison, *Rogers)

Senate Bill No. 1763 -- Driver Licenses - As introduced, requires the department of safety to report to the transportation committees of both houses by February 1, 2017, the number of commercial driver license holders who previously held military commercial driver licenses, and whether they experienced any barriers in applying for such state license. - Amends TCA Title 55, Chapter 50. by *Bowling. (*HB1778 by *Alexander)

***Senate Bill No. 1815** -- Physicians and Surgeons - As introduced, deletes requirement that individual physician's offices and practices register as medical spas; deletes a January 1, 2016, deadline for submitting information related to registering as a medical spa. - Amends TCA Section 63-6-105. by *Hensley. (HB1909 by *Terry, *Jernigan, *Shepard)

Senate Bill No. 1899 -- Education - As introduced, makes certain changes to the requirements for voluntary pre-k programs to ensure that the programs are high quality and coordinated with instruction beyond the pre-k level. - Amends TCA Title 49, Chapter 6, Part 1. by *Dickerson, *Haile, *Yarbro. (*HB1485 by *White M, *Love, *Akbari, *Forgety, *Brooks H, *Byrd, *McDaniel, *Fitzhugh, *Lamberth, *Powell, *Cooper)

***Senate Bill No. 1924** -- Utilities, Utility Districts - As introduced, authorizes natural gas utility districts in Hawkins County to provide funding to chambers of commerce and economic and community organizations pursuant to a resolution adopted by the governing body. - Amends TCA Title 7, Chapter 82. by *Niceley. (HB2264 by *Hicks)

Senate Bill No. 1945 -- Election Laws - As introduced, makes various revisions to election laws such as when a deficient voter registration may be corrected, the timing of delivery of poll books and records to the counting board, and prohibiting the appointment of a candidate's spouse on the ballot to serve as a poll watcher. - Amends TCA Section 2-14-202; Section 2-2-109; Section 2-3-204; Section 2-6-303; Section 2-7-104 and Section 2-9-105. by *Yager. (*HB1939 by *Wirgau)

Senate Bill No. 1956 -- Dentists and Dentistry - As introduced, directs the commissioner of health to complete a comprehensive state oral health plan by January 1, 2017, and to submit the plan to the federal centers for disease control and prevention and to the general assembly. - Amends TCA Title 68. by *Yarbro. (*HB2025 by *Love)

Senate Bill No. 1998 -- Clerks, Court - As introduced, authorizes the clerk in any court where electronic filing, signing, or verification of papers is authorized by court rule to assess a transaction fee for each filing submitted on an individual basis or by use of an annual subscription fee. - Amends TCA Title 8, Chapter 21, Part 4. by *Ketron. (*HB1857 by *White D)

Senate Bill No. 2027 -- Medical Occupations - As introduced, permits the employment of certain medical professionals by charitable clinics. - Amends TCA Title 63, Chapter 11; Title 63, Chapter 5; Title 63, Chapter 6; Title 63, Chapter 8 and Title 63, Chapter 9. by *Briggs, *Yarbro. (*HB2006 by *Kumar, *Miller)

Senate Bill No. 2029 -- Forfeiture of Assets - As introduced, prohibits a general sessions judge from authorizing a magistrate or judicial officer who is not licensed in this state to issue forfeiture warrants. - Amends TCA Title 40, Chapter 33, Part 2. by *Briggs. (*HB1772 by *Zachary)

***Senate Bill No. 2049** -- Law Enforcement - As introduced, encourages TBI to develop an activation card for law enforcement use in connection with the missing citizen alert program to help locate missing citizens who have wandered due to dementia or physical impairment. - Amends TCA Section 38-6-121. by *McNally, *Bailey, *Briggs, *Massey, *Tate, *Beavers, *Bell, *Bowling, *Crowe, *Dickerson, *Gardenhire, *Green, *Gresham, *Haile, *Harper, *Harris, *Hensley, *Jackson, *Johnson, *Kelsey, *Ketron, *Kyle, *Niceley, *Norris, *Overbey, *Roberts, *Southerland, *Stevens, *Tracy, *Watson, *Yager, *Yarbro, *Ramsey. (HB2421 by *Williams)

Senate Bill No. 2060 -- Controlled Substances - As introduced, establishes requirements for the dispensing of opioids and benzodiazepines by physicians and other healthcare providers. - Amends TCA Title 63. by *Briggs, *McNally, *Hensley, *Haile, *Bowling, *Massey, *Yager, *Kyle, *Bailey, *Green, *Jackson. (*HB2126 by *Terry)

Senate Bill No. 2064 -- Tennessee Emergency Management Agency (TEMA) - As introduced, establishes that local emergency management agency personnel shall have all rights, benefits, privileges, and protections available pursuant to state and local laws, including death benefits in the amount of \$25,000. - Amends TCA Title 39, Chapter 13, Part 1 and Title 58. by *Stevens, *Bowling. (*HB2062 by *Halford, *Jernigan)

***Senate Bill No. 2066** -- Employees, Employers - As introduced, requires the department of labor and workforce development to submit a report to each member of the general assembly of the total number of final orders issued pursuant to the Tennessee Lawful Employment Act, and prohibited employment contract activity, by December 1 of each year. -

Amends TCA Title 12, Chapter 3 and Title 50. by *Stevens, *Green. (HB2556 by *Durham, *Holt, *Sargent)

Senate Bill No. 2083 -- Municipal Government - As introduced, prohibits a municipality from holding another election on an advertising tax levy for five years after such an election. - Amends TCA Title 6, Chapter 54, Part 2. by *Overbey. (*HB1997 by *Carr)

***Senate Bill No. 2092** -- Health Care - As introduced, establishes a stroke best practices and treatment guidelines task force under the department of health. - Amends TCA Title 4 and Title 68. by *Ketron, *Crowe, *Norris, *Overbey, *Watson. (HB2316 by *Ramsey, *Williams)

***Senate Bill No. 2122** -- Nurses, Nursing - As introduced, authorizes a nurse practitioner or physician assistant who practices in a free or reduced fee clinic to arrange for required chart reviews by a supervising physician in the physician's office or remotely via HIPAA-compliant electronic means instead of at the clinic site. - Amends TCA Title 63, Chapter 19; Title 63, Chapter 6 and Title 63, Chapter 7. by *Southerland, *Gresham. (HB2422 by *Goins, *Favors)

Senate Bill No. 2248 -- Game and Fish Laws - As introduced, requires the wildlife resources director to issue up to eight four-day licenses to hunt deer and turkey in Lewis County during the designated seasons on three occasions per year; the licenses will cost \$10.00 each. - Amends TCA Title 70. by *Hensley. (*HB2287 by *Byrd)

Senate Bill No. 2380 -- Local Government, General - As introduced, expands the authority of the local governments to make interfund loans to include all funds derived from the sale of a Tennessee private act hospital; limits capital outlay notes from the sale of a Tennessee private act hospital not to exceed a period of 20 fiscal years. - Amends TCA Title 9, Chapter 21. by *Bell. (*HB1801 by *Howell)

Senate Bill No. 2417 -- Sewage - As introduced, authorizes the use of green infrastructure practices within areas that have combined sanitary sewage and storm water systems. - Amends TCA Title 7; Title 68, Chapter 221 and Title 69, Chapter 3. by *Yarbro. (*HB1850 by *Jernigan, *Gilmore)

Senate Bill No. 2443 -- Physicians and Surgeons - As introduced, enacts the "Health Care Empowerment Act"; authorizes direct primary care agreements. - Amends TCA Title 56; Title 63; Title 68 and Title 71. by *Roberts, *Crowe, *Bowling, *Bell, *Bailey, *Gresham, *Hensley, *Jackson, *Tracy, *Stevens, *Green, *Norris, *Watson, *Yager, *Harris. (*HB2323 by *Kumar, *Harwell)

Senate Bill No. 2594 -- Professions and Occupations - As introduced, allows licensing authorities for certain state regulatory agencies to consider whether a person's conviction for the commission of a felony bears directly on the person's fitness to practice competently when making determinations regarding the person's licensure status. - Amends TCA Title 57; Title 62; Title 63; Title 68 and Title 69. by *Norris. (*HB2496 by *Akbari, *Love)

Senate Bill No. 2668 -- Eagleville - As introduced, subject to local approval, rewrites the city charter. - Amends Chapter 77 of the Private Acts of 1977. by *Ketron. (HB2646 by *Womick)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 2648 -- Troy -- House Local Government Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 15, 2016**, reported the following:

CIVIL JUSTICE COMMITTEE

The Civil Justice Committee recommended for passage: House Bills Nos. 1527, 1889, 1890, 1929, 1413 and 1429 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

EDUCATION ADMINISTRATION AND PLANNING COMMITTEE

The Education Administration & Planning Committee recommended for passage: House Bills Nos. 1931 and 2592 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 1979 and House Joint Resolution No. 493, also House Bills Nos. 2574, 2250, 1121, 2101 and 2103 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

EDUCATION INSTRUCTION AND PROGRAMS COMMITTEE

The Education Instruction & Programs Committee recommended for passage: House Bill No. 2251 and House Joint Resolutions Nos. 559, 561, 560, 562, 484, 492, 502, 509, 662, 663, 661, 664, 665 and 666, also House Bills Nos. 2147, 1793 and 1419 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 2505. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

FINANCE, WAYS AND MEANS COMMITTEE

The Finance, Ways & Means Committee recommended for passage: House Bills Nos. 1477, 1485, 2014, 1996, 1779, 1780, 2260, 2625, 1519, 1552, 1913, 857, 1644 and 2264, also House Bills Nos. 1692, 963, 1657, 2578, 2429 and 1554 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS COMMITTEE

3007

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The Government Operations Committee recommended for passage: House Bills Nos. 1558, 1611, 1601 and 1575, also House Bills Nos. 1602 and 1585 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 1972, 2032 and 2569. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

INSURANCE AND BANKING COMMITTEE

The Insurance and Banking Committee recommended for passage: House Bill No. 1816 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

LOCAL GOVERNMENT COMMITTEE

The Local Government Committee recommended for passage: House Bills Nos. 2635, 2634, 2640, 2641 and 1060, also House Bills Nos. 1860 and 1997 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 2621 and 1939, also House Bill No. 2125 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

STATE GOVERNMENT COMMITTEE

The State Government Committee recommended for passage: House Bill No. 1699, also House Bill No. 870 and House Joint Resolution No. 528 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 2427, also House Bills Nos. 2563 and 2520 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 2561 with amendments.

The Committee also transmitted the following to the Transportation Committee: House Bill No. 1994 with amendments.

TRANSPORTATION COMMITTEE

The Transportation Committee recommended for passage: House Bill No. 2300 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 2112, 1776, 1650, and 1993 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 16, 2016**, reported the following:

AGRICULTURE AND NATURAL RESOURCES COMMITTEE

The Agriculture and Natural Resources Committee transmitted the following be referred to the Government Operations Committee: House Bill No. 2163 with amendments.

BUSINESS AND UTILITIES COMMITTEE

The Business and Utilities Committee recommended for passage: Senate Joint Resolution No. 453, also House Bills Nos. 2318 and 2402 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 2436, also House Bill No. 489 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 2105 with amendments.

CONSUMER AND HUMAN RESOURCES COMMITTEE

The Consumer and Human Resources Committee recommended for passage: House Bills Nos. 586 and 2512 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 1720 and 1830 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

CRIMINAL JUSTICE COMMITTEE

The Criminal Justice Committee recommended for passage: House Bill No. 2043, also House Bills Nos. 1516 and 2176 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 1981, 2120, 1455, 2483, 2493 and 2576 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

HEALTH COMMITTEE

The Health Committee recommended for passage: House Bill No. 1800 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

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It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 1801. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 17, 2016**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bills on the **Regular Calendar** for **March 21, 2016**: House Bills Nos. 1532, 1717, 2342, House Joint Resolution No. 500, House Bills Nos. 1563, 2566, 1992, 1929, 1860, 1692, 1996, 1816, 1793, 1931, 1485, 1721, 2592, House Joint Resolution No. 502, House Bills Nos. 1889, 1890, 1558, House Joint Resolution No. 484, and House Bill No. 1877.

The committee also set the following bills on the **Regular Calendar** for **March 24, 2016**: House Bill No. 2578, House Joint Resolution No. 528, House Bill No. 2496, 1800, 1644, 2625, 1547, 2260, 1419, 1527, 1552, 870, 2014, 963, 1657, 1554, 1516, 1899, and 2251.

It further reports that it set the following bills and resolutions on the **Consent Calendar** for **March 21, 2016**: House Bill No. 2640, 2335, 1759, 2641, 2634, 2635, 1699, 2620, and 1519.

DELAYED BILLS REFERRED March 17, 2016

Pursuant to **Rule No. 77**, House Joint Resolution No. 688 was referred to the Delayed Bills Committee.

***House Joint Resolution No. 688** -- Memorials, Recognition - Multiple chemical sensitivity by *Gilmore.

REPORT OF DELAYED BILLS COMMITTEE March 17, 2016

Pursuant to **Rule No. 77**, we the undersigned members of the Delayed Bills Committee have approved the following bills to be introduced: House Joint Resolutions Nos. 543, 556, 585, 688; Senate Joint Resolutions Nos. 88, 102 and House Bill No. 2639.

Beth Harwell, Speaker
Gerald McCormick
Craig Fitzhugh

CONSENT CALENDAR 3010

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House Resolution No. 184 -- Memorials, Interns - Timothy Blake Allred. by *Brooks H.

House Joint Resolution No. 673 -- Memorials, Recognition - Welcome Home Vietnam Veterans Day, March 29, 2016. by *White D.

House Joint Resolution No. 674 -- Memorials, Academic Achievement - Elaine Patel, Top Ten, Spring Hill High School. by *Butt.

House Joint Resolution No. 675 -- Memorials, Recognition - Commemorates World Autism Awareness Day, April 2, 2016. by *Brooks K.

House Joint Resolution No. 676 -- Memorials, Retirement - Gary Peters. by *Keisling.

House Joint Resolution No. 677 -- Memorials, Personal Achievement - Cheryl Brehm, 2015 Mrs. Tennessee America. by *Casada, *Sargent, *Durham.

House Joint Resolution No. 678 -- Memorials, Sports - Keenan Reynolds, Tennessean Sports Person of the Year. by *Beck, *Gilmore.

Senate Joint Resolution No. 536 -- Memorials, Recognition - Deputy Ethan Moss. by *Green.

Senate Joint Resolution No. 537 -- Memorials, Personal Achievement - Adam Randolph, Eagle Scout. by *Roberts.

Senate Joint Resolution No. 538 -- Memorials, Recognition - William D. McGillen. by *Crowe.

Senate Joint Resolution No. 545 -- Memorials, Retirement - Lieutenant Mike Smith. by *Bailey.

Senate Joint Resolution No. 546 -- Memorials, Retirement - Wayne McClain. by *Bailey.

Senate Joint Resolution No. 547 -- Memorials, Professional Achievement - Ray Cutcher, 2015 Ranger of the Year. by *Bailey.

Senate Joint Resolution No. 548 -- Memorials, Retirement - Mike Broyles. by *Bailey.

Senate Joint Resolution No. 551 -- Memorials, Recognition - Hopewell Presbyterian Church, 200th anniversary. by *Tracy.

Senate Joint Resolution No. 552 -- Memorials, Death - Benjamin H. Ernst, Sr. by *Ramsey, *Dickerson.

Senate Joint Resolution No. 553 -- Memorials, Recognition - Ty Detmer. by *Gardenhire.

Senate Joint Resolution No. 554 -- Memorials, Recognition - Madison Childers, 2016 Prudential Spirit of Community Award. by *Ketron, *Tracy.

Rep. H. Brooks moved that all members voting aye on House Resolution No. 184 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Butt, Holt, Pody, Ragan and Womick.

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes 97
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 2418 -- Emergency Communications Districts - As introduced, requires removal of members for failure to attend at least 50 percent of all regularly scheduled board meetings, rather than for having three consecutive unexcused absences; deletes procedure for removal by court order or petition of board or local governing body. - Amends TCA Section 7-86-105 and Section 7-86-314. by *Lynn. (*SB2007 by *Ketron)

On motion, House Bill No. 2418 was made to conform with **Senate Bill No. 2007**; the Senate Bill was substituted for the House Bill.

Rep. Lynn moved that **Senate Bill No. 2007** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper,
3012

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Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

House Bill No. 1625 -- Privacy, Confidentiality - As introduced, permits the disclosure of a decedent's mental health records to an authorized post-mortem official if necessary for the preparation of a post-mortem examination report pertaining to a case under investigation and a court order or judicial subpoena authorizes the official to obtain the records. - Amends TCA Title 33, Chapter 3, Part 1 and Title 38, Chapter 7, Part 1. by *Reedy. (*SB1464 by *Green)

On motion, House Bill No. 1625 was made to conform with **Senate Bill No. 1464**; the Senate Bill was substituted for the House Bill.

Rep. Reedy moved that **Senate Bill No. 1464** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

***House Bill No. 1432** -- Criminal Offenses - As introduced, adds aggravated rape of a child and rape of a child as offenses for which aggravated sexual battery is a lesser included offense. - Amends TCA Title 39, Chapter 13, Part 5 and Section 40-18-110. by *Williams, *Byrd. (SB1459 by *Bailey, *Stevens)

On motion, House Bill No. 1432 was made to conform with **Senate Bill No. 1459**; the Senate Bill was substituted for the House Bill.

Rep. Williams moved that **Senate Bill No. 1459** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

***House Bill No. 2304** -- Alcoholic Beverages - As introduced, allows Blackberry Farms to hold a manufacturer's license or nonmanufacturer nonresident seller permit in addition to holding a license for consumption of alcoholic beverages on premises. - Amends TCA Section 57-4-102. by *Swann, *Ramsey. (SB2396 by *Overbey)

Rep. Swann moved that **House Bill No. 2304** be reset for the next available Regular Calendar, which motion prevailed.

***House Bill No. 2199** -- Alcohol Offenses, Motor Vehicles - As introduced, requires arresting agency to send fingerprint cards for DUI and other vehicular impairment offense arrests to TBI within seven days of arrest for submission to NCIC and requires the clerks to send DUI convictions to TBI within five days of conviction. - Amends TCA Title 8 and Title 55. by *White M, *Hardaway, *Love, *Akbari, *Lamberth, *Lollar. (SB2577 by *Norris, *Kelsey)

Rep. M. White moved that **House Bill No. 2199** be reset for the next available Regular Calendar, which motion prevailed.

***House Bill No. 2095** -- Criminal Offenses - As introduced, creates a Class A misdemeanor offense for any person who sells, leases, or otherwise transfers title of a motor vehicle on or after July 1, 2016, to knowingly install, conceal, or otherwise place an electronic tracking device in or on the motor vehicle without the written consent of the purchaser of the vehicle. - Amends TCA Title 39, Chapter 13, Part 6 and Title 55. by *Hardaway. (SB2608 by *Norris)

Rep. Hardaway moved that House Bill No. 2095 be passed on third and final consideration.

Rep. Lamberth moved adoption of Criminal Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2095 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-13-606(a)(1), is amended by redesignating the subdivision as subdivision (a)(1)(A) and by adding the following language as subdivision (a)(1)(B):

(B) It is an offense for a person who leases a motor vehicle to knowingly install, conceal, or otherwise place an electronic tracking device in or on the motor vehicle without the consent of the lessee of the vehicle.

SECTION 2. Tennessee Code Annotated, Section 39-13-606(a)(2), is amended by deleting the subdivision and substituting instead the following:

(2) As used in this section:

(A) "Consent" means assent in fact, whether written or verbal, by the owner or lessee of the vehicle;

(B) "Lease" has the same meaning as defined in § 39-14-147;

(C) "Owner" includes a person who has purchased a motor vehicle using a loan; and

(D) "Person" does not include the manufacturer of the motor vehicle.

SECTION 3. This act shall take effect July 1, 2016, the public welfare requiring it, and shall apply to prohibited conduct occurring on or after that date.

On motion, Criminal Justice Committee Amendment No. 1 was adopted.

Rep. Hardaway moved that **House Bill No. 2095**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh,

Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Butt voted "aye" on **House Bill No. 2095**.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2587** -- Annexation - As introduced, authorizes counties and municipalities to amend growth plans as often as necessary. - Amends TCA Title 6, Chapter 58. by *Todd. (SB2583 by *Norris)

BILL HELD ON DESK

Rep. Todd moved that House Bill No. 2587 be held on the Clerk's desk, which motion prevailed.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2261** -- Teachers, Principals and School Personnel - As introduced, opens membership of the directors of schools association to include school system-wide supervisory staff, principals, and assistant principals; allows membership dues to be set in bylaws instead of constitution. - Amends TCA Title 49, Chapter 2, Part 21. by *Forgety, *DeBerry. (SB2117 by *Tracy)

Rep. Forgety moved that House Bill No. 2261 be passed on third and final consideration.

Rep. H. Brooks moved adoption of Education Administration & Planning Committee Amendment No. 1 as follows:

Amendment No. 1

3016

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

AMEND House Bill No. 2261 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-2-2101(a), is amended by deleting the subsection in its entirety and substituting instead:

(a) The chief administrative officers of the public school systems, called directors of schools in this section, are authorized to form and join an organization whose membership shall be open to directors of schools in service, but membership in the organization shall not be required. Additionally, the organization shall be open to affiliate membership for principals, assistant principals, and system-wide supervisors for the purpose of professional development coursework and related activities.

SECTION 2. Tennessee Code Annotated, Section 49-2-2101(b)(1)(B), is amended by deleting the subdivision in its entirety and substituting instead:

(B) The promotion of the work and interests of directors of schools, principals, assistant principals, and system-wide supervisors;

SECTION 3. Tennessee Code Annotated, Section 49-2-2101(c), is amended by deleting subdivisions (2) and (3) in their entireties and substituting instead:

(2) The organization may receive funds in the form of membership fees from its members and contributions from individuals, organizations, and agencies, public and private, and may expend the funds for the purposes of carrying on its program, including the employment of necessary staff and consultants.

(3) Membership fees for directors of schools shall be set in the bylaws of the organization and may be paid from any local school funds budgeted for this purpose, but shall not be included in any matching funds otherwise required for participation in the basic education program (BEP).

SECTION 4. Tennessee Code Annotated, Section 49-2-2101(c), is further amended by adding the following language as a new subdivision (4) and by renumbering the subsequent subdivision accordingly:

(4) Membership fees for affiliate members shall be set in the bylaws of the organization and may be paid from any local school funds budgeted for this purpose. Funds derived for membership fees from affiliate members shall be used only for professional development purposes and related expenses. No part of these funds shall be used for the purpose of lobbying or government relations. Upon request of the chair of the education committee of the senate or the chair of the education administration and planning committee of the house of representatives, a report detailing the professional development activities

for affiliate members of the organization shall be submitted to the committee.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Education Administration & Planning Committee Amendment No. 1 was adopted.

Rep. Forgety moved that **House Bill No. 2261**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 2261** and have this statement entered in the Journal: Rep. Howell.

REGULAR CALENDAR, CONTINUED

***House Bill No. 1530** -- Foster Care - As introduced, creates the reasonable and prudent parent standard to be used by a caregiver when determining whether to allow a foster child to participate in activities; exempts a caregiver acting in compliance with the standard from civil liability relating to injuries the child may incur in such activities. - Amends TCA Title 37, Chapter 2, Part 4. by *McCormick, *Brooks K, *Forgety. (SB2530 by *Norris, *Massey, *Bowling, *Ketron, *Haile)

On motion, House Bill No. 1530 was made to conform with **Senate Bill No. 2530**; the Senate Bill was substituted for the House Bill.

THURSDAY, MARCH 17, 2016 – FORTY-NINTH LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Forgety moved that **Senate Bill No. 2530** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

***House Bill No. 1974** -- Education - As introduced, requires schools having automatic external defibrillators (AEDs) to have annual training in the use of AEDs and an annual CPR/AED drill for school personnel; requires students in junior high or senior high to receive training in the use of AEDs during CPR instruction and, if the school has an AED, participate in a CPR/AED drill. - Amends TCA Title 49. by *Ramsey, *Williams, *Brooks H. (SB2088 by *Overbey, *Bailey)

On motion, House Bill No. 1974 was made to conform with **Senate Bill No. 2088**; the Senate Bill was substituted for the House Bill.

Rep. Ramsey moved that Senate Bill No. 2088 be passed on third and final consideration.

Rep. Forgety moved that Education Instruction & Programs Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Ramsey moved that **Senate Bill No. 2088** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Akbari, Armstrong, Beck, Brooks H., Brooks K., Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell,

Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

House Bill No. 464 -- Probation and Parole - As introduced, specifically permits the board of probation and parole to deny an inmate's parole if the board reasonably believes that the inmate is using the parole hearings to intimidate and harass the victim in violation of Article 1, § 35 of the Tennessee Constitution; adds other grounds for denial. - Amends TCA Title 40, Chapter 28, Part 1 and Title 40, Chapter 35, Part 5. by *Ramsey, *Stewart, *Akbari, *Lamberth, *Favors, *Rogers. (*SB407 by *Overbey, *Bowling)

Rep. Ramsey moved that House Bill No. 464 be passed on third and final consideration.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 464 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-28-115, is amended by adding the following as subsection (i):

(i) When declining, revoking, or rescinding parole, the board is authorized to set the period of time before the prisoner receives another hearing on the same offense or offenses. However, no period set by the board shall exceed ten (10) years.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Finance, Ways & Means Committee Amendment No. 1 was adopted.

Rep. Ramsey moved that **House Bill No. 464**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Akbari, Armstrong, Beck, Brooks H., Brooks K., Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Littleton, Lollar, Love,

Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **House Bill No. 464** and have this statement entered in the Journal: Rep. Pody.

REGULAR CALENDAR, CONTINUED

***House Bill No. 1976** -- Local Education Agencies - As introduced, makes various revisions to an LEA's policies on harassment, intimidation, bullying, or cyber-bullying, such as requiring the principal or principal's designee to initiate an investigation and determine the appropriate intervention within 20 days of the incident. - Amends TCA Title 49, Chapter 6, Part 45. by *Ramsey, *Hawk. (SB2002 by *Ketron, *Gardenhire, *Gresham)

On motion, House Bill No. 1976 was made to conform with **Senate Bill No. 2002**; the Senate Bill was substituted for the House Bill.

Rep. Ramsey moved that Senate Bill No. 2002 be passed on third and final consideration.

Rep. H. Brooks moved adoption of Education Administration & Planning Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2002 by deleting SECTION 2 and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 49-6-4503(b)(6), is amended by deleting the subdivision and substituting instead:

(6) A procedure for the prompt and immediate investigation when an act of harassment, intimidation, bullying, or cyber-bullying is reported to the principal, the principal's designee, teacher, or school counselor. The principal or the principal's designee shall initiate the investigation within forty-eight (48) hours of receipt of the report, unless the need for more time is appropriately documented, and the principal or the principal's designee shall initiate an appropriate intervention within twenty (20) calendar days of receipt of the report, unless the need for more time is appropriately documented;

AND FURTHER AMEND by deleting SECTION 4 and substituting instead the following:

SECTION 4. Tennessee Code Annotated, Section 49-6-4503(c)(2)(B), is amended by deleting the subdivision in its entirety and substituting instead:

(B) Beginning August 1, 2016, and annually thereafter, complete and submit a report to the department of education. The report shall be in a format provided by the department and shall include:

(i) The number of harassment, intimidation, bullying, or cyber-bullying cases brought to the attention of school officials during the preceding year;

(ii) The number of harassment, intimidation, bullying, or cyber-bullying cases where the investigation supported a finding that bullying had taken place;

(iii) The number of harassment, intimidation, bullying, or cyber-bullying case investigations not initiated within forty-eight (48) hours of the receipt of the report and the reason the investigation was not initiated within forty-eight (48) hours;

(iv) The number of harassment, intimidation, bullying, or cyber-bullying cases where an appropriate intervention was not initiated within twenty (20) calendar days of receipt of the report and the reason the intervention took longer than twenty (20) calendar days to initiate; and

(v) The type of harassment, intimidation, bullying, or cyber-bullying identified and manner in which the harassment, intimidation, bullying, or cyber-bullying cases were resolved, including any disciplinary action against the student who was harassing, intimidating, bullying, or cyber-bullying.

On motion, Education Administration & Planning Committee Amendment No. 1 was adopted.

Rep. Ramsey moved that **Senate Bill No. 2002**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 1

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper,

Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 95

Representatives voting no were: Pody -- 1

A motion to reconsider was tabled.

House Bill No. 2316 -- Health Care - As introduced, establishes a stroke best practices and treatment guidelines task force under the department of health. - Amends TCA Title 4 and Title 68. by *Ramsey, *Williams. (*SB2092 by *Ketron, *Crowe, *Norris, *Overbey, *Watson)

On motion, House Bill No. 2316 was made to conform with **Senate Bill No. 2092**; the Senate Bill was substituted for the House Bill.

Rep. Ramsey moved that Senate Bill No. 2092 be passed on third and final consideration.

Rep. C. Sexton moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Ramsey moved that **Senate Bill No. 2092** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

***House Bill No. 2570** -- Economic and Community Development - As introduced, enacts the "Rural Economic Opportunity Act of 2016"; authorizes a job tax credit for qualified business enterprises located in tier 4 enhancement counties; specifies the minimum jobs criteria and requirements to qualify for the credit; establishes the propelling rural economic progress (P.R.E.P.) fund; establishes guidelines for making grants from the P.R.E.P. fund. - Amends TCA Title 4, Chapter 3 and Title 67, Chapter 4. by *McCormick, *Harwell, *Brooks K, *Williams, *Halford, *Doss, *Reedy, *Powers. (SB2538 by *Norris, *Stevens, *Gresham, *Jackson)

Rep. Halford moved that House Bill No. 2570 be passed on third and final consideration.

Rep. Keisling moved the previous question, which motion prevailed.

Rep. Halford moved that **House Bill No. 2570** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

***House Bill No. 1495** -- Driver Licenses - As introduced, deletes requirement that a person's driver license be suspended for an additional like period if convicted of driving on a suspended or revoked license; allows a court to order issuance of a restricted driver license contingent on the person participating in a payment plan for any unpaid fines or costs. - Amends TCA Title 55. by *Lamberth, *Hardaway, *Rogers, *Gilmore. (SB1581 by *Stevens)

Rep. Lamberth moved that House Bill No. 1495 be passed on third and final consideration.

Rep. Matlock moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1495 by deleting Section 3 and substituting instead the following:

3024

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SECTION 3. Tennessee Code Annotated, Section 55-50-303, is amended by adding

the following as new subsections:

(d)

(1) A person whose license has been suspended, subject to the approval of the court, may pay any fines or costs, arising from the convictions or failure to appear in any court, by establishing a payment plan with the clerk of the court to which the fines and costs are owed. The fines and costs for a conviction of driving while suspended may be included in such payment plan, subject to the approval of the court.

(2) The department is authorized to reinstate a person's driving privileges when the person provides the department with certification from the local court to which the fines and costs are owed that the person has entered into a payment plan with the court clerk and has satisfied all other provisions of law relating to the issuance and restoration of a driver license.

(3) The department shall, upon notice of the person's failure to comply with any payment plan established pursuant to this subsection (d), suspend the license of the person. Persons who default under this subsection (d) shall not be eligible for any future payment plans under this subsection (d). The department shall notify the person in writing of the proposed suspension, and upon request of the person within thirty (30) days of the notification, shall provide the person an opportunity for a hearing to show that the person has, in fact, complied with the court clerk's payment plan. Failure to make the request within thirty (30) days of receipt of notification shall, without exception, constitute a waiver of the right.

(e)

(1) Any person whose license has been suspended for having been convicted of a driving offense, and for the subsequent failure to pay a fine or cost imposed for that offense, may apply to the court where the person was convicted for the issuance of a restricted license. The court shall order the person whose license has been suspended to enter into a payment plan with the court clerk and make payments to the court clerk during the period of restricted license, as a condition of receiving the restricted license, in an amount reasonably calculated to fully pay the moneys owed the court during the period of the restricted license, including authorization of payment of the fine by installments as authorized in § 40-24-101. Failure to timely make the payments as ordered by the court shall result in the suspension of the restricted license. The restricted license shall be valid only for the purpose of going to and from work at the person's regular place of employment.

(2) The judge shall order the issuance of a restricted license, based upon the records of the department of safety, if the department suspended the person's license as a result of the person's conviction of any driving offense in that court and for the person's failure to pay or secure any fine or costs imposed for that offense; provided, however, that the judge shall not order the issuance of a restricted license and the department shall not issue a restricted license to a person whose license is suspended pursuant to § 55-10-615.

(3) The order shall state with all practicable specificity the necessary times and places of permissible operation of a motor vehicle. The person so arrested may obtain a certified copy of the order and, within ten (10) days after the order is issued, present it, together with an application fee of sixty-five dollars (\$65.00), to the department, which shall issue a restricted license embodying the limitations imposed in the order. After proper application and until the restricted license is issued, a certified copy of the order may serve in lieu of a motor vehicle operator's license.

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. Matlock moved adoption of Transportation Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 1495 by deleting the effective date section and substituting instead the following:

SECTION 4. This act shall take effect January 1, 2017, the public welfare requiring it.

On motion, Transportation Committee Amendment No. 2 was adopted.

Rep. Lamberth moved that **House Bill No. 1495**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry,

Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

***House Bill No. 1811** -- Criminal Offenses - As introduced, creates the offense of using a drone to fly within 250 feet of a critical infrastructure facility for the purpose of conducting surveillance or gathering information about the facility. - Amends TCA Title 39 and Title 40. by *Lamberth, *Hardaway. (SB2106 by *Johnson)

On motion, House Bill No. 1811 was made to conform with **Senate Bill No. 2106**; the Senate Bill was substituted for the House Bill.

Rep. Lamberth moved that Senate Bill No. 2106 be passed on third and final consideration.

Rep. Van Huss moved adoption of Criminal Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2106 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated Section, 39-13-903(a), is amended by adding a new subdivision:

(6)

(A) Without the business operator's written consent, knowingly uses an unmanned aircraft within two hundred fifty feet (250') of the perimeter of any critical infrastructure facility for the purpose of conducting surveillance of, gathering evidence or collecting information about, or photographically or electronically recording, critical infrastructure data.

(B) As used in this subdivision (a)(6), "critical infrastructure facility" means:

(i) An electrical power generation system; electrical transmission system, either as a whole system or any individual component of the transmission system; or electrical distribution substation;

(ii) A petroleum refinery;

(iii) A manufacturing facility that utilizes any hazardous substance, as defined in § 68-131-102, either in storage or in the process of manufacturing;

(iv) A chemical or rubber manufacturing facility;

(v) A petroleum or chemical storage facility;

(vi) A water or wastewater treatment facility;

(vii) Any facility, equipment, or pipeline infrastructure utilized in the storage, transmission, or distribution of natural gas or propane; and

(viii) Railroad yards and facilities not open to the general public.

(C) This subdivision (a)(6) shall not prohibit an unmanned aircraft system from operating for commercial purposes in compliance with authorization granted by the Federal Aviation Administration.

SECTION 2. If any provision of this act or its application to any person or circumstance is held invalid, then the invalidity shall not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end the provisions of this act shall be severable.

SECTION 3. This act shall take effect July 1, 2016, the public welfare requiring it.

On motion, Criminal Justice Committee Amendment No. 1 was adopted.

Rep. Lamberth moved that **Senate Bill No. 2106**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 96

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Representatives present and not voting were: Hulseby -- 1

A motion to reconsider was tabled.

***House Bill No. 1791** -- Courts, Supreme Court of Tennessee - As introduced, allows the supreme court, through order or rule, to set all filing costs, fees, charges, and surcharges for documents filed in and functions performed by the clerks of the appellate courts or board of judicial conduct. - Amends TCA Title 8, Chapter 21. by *Lundberg. (SB2022 by *Kelsey)

Rep. Lundberg moved that House Bill No. 1791 be passed on third and final consideration.

Rep. Carter moved adoption of Civil Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1791 by deleting subsection (i) in Section 8-21-501 of the amendatory language of Section 1 and substituting instead the following:

(i) The supreme court shall have the authority to set all fees, charges, and surcharges of the clerk at levels sufficient to offset the costs of administering the clerk's office.

On motion, Civil Justice Committee Amendment No. 1 was adopted.

Rep. Lundberg moved that **House Bill No. 1791**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes..... 4

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Cooper, Daniel, DeBerry, Dunn, Durham, Eldridge, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulseby, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 92

Representatives voting no were: Coley, Doss, Dunlap, Windle -- 4

A motion to reconsider was tabled.

***House Bill No. 1638** -- Education - As introduced, establishes manner of funding for regional schools created by LEAs. - Amends TCA Title 49, Chapter 6; Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 3. by *Brooks H. (SB1598 by *Massey)

Rep. H. Brooks moved that House Bill No. 1638 be passed on third and final consideration.

Rep. Moody moved that Education Administration & Planning Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND House Bill No. 1638 by deleting all language after the enacting clause and substituting instead:

SECTION 1. Tennessee Code Annotated, Section 49-6-3104, is amended by deleting subsection (a) in its entirety and substituting instead:

(a) Local boards of education may admit pupils from outside their respective local school systems. Local boards of education may also arrange for the transfer of pupils residing within their systems to schools located outside their districts, and enter into agreements with other local boards of education for the admission or transfer of pupils from one (1) school system to another.

SECTION 2. Tennessee Code Annotated, Section 49-6-3104, is further amended by adding the following as a new subsection (g):

(g)

(1) Notwithstanding subsection (c), in cases where an LEA has created a regional school with a specific focus on science, technology, engineering, and math (STEM), local basic education program (BEP) school funds shall also follow the student into the LEA to which the student is transferring and no tuition may be charged by the receiving LEA.

(2) Using a per pupil average, to the extent the total state and local BEP funds associated with an impacted student are less than the amount of the total state and local BEP funds provided for a student in the receiving LEA, the department of education shall withhold from the sending LEA's state BEP payments an amount equal to the difference and include such funds in the receiving LEA's state BEP payments. In no event shall the total state and local BEP funds associated with an impacted student exceed the amount of total state and local BEP funds provided for a student in the receiving LEA.

(3) Nothing in this subsection (g) shall preclude an LEA from entering into an agreement with another LEA whereby additional funds may be transferred from the sending LEA to the receiving LEA for the purpose of educating the child.

(4) As used in this subsection (g), "student" means a student who was attending a school in the sending LEA or had moved into the sending LEA immediately prior to the transfer to the receiving LEA's regional STEM school.

SECTION 3. This act shall take effect July 1, 2016, the public welfare requiring it.

On motion, Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Stewart moved adoption of House Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 1638 by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Section 49-16-214, is amended by deleting the punctuation "." at the end of the section and substituting instead:

; provided, however, that no LEA shall contract with a for-profit entity for virtual school services if the for-profit entity operates or has operated a virtual school that has been on the state's priority list.

Rep. H. Brooks moved that House Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes	68
Noes	27

Representatives voting aye were: Alexander, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Casada, Daniel, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Forgety, Goins, Gravitt, Halford, Hawk, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Johnson, Kane, Kumar, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Pody, Powers, Ragan, Ramsey, Reedy, Sargent, Sexton C., Sexton J., Smith, Sparks, Spivey, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., White M., Williams, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 68

Representatives voting no were: Akbari, Armstrong, Beck, Camper, Clemmons, Coley, Cooper, DeBerry, Dunlap, Fitzhugh, Gilmore, Hardaway, Hazlewood, Jernigan, Jones, Keisling, Love, Miller, Mitchell, Pitts, Powell, Shaw, Shepard, Stewart, Towns, Turner, Windle -- 27

Rep. Todd moved the previous question, which motion prevailed by the following vote:

Ayes 64
Noes 29

Representatives voting aye were: Brooks H., Brooks K., Butt, Calfee, Carr, Casada, Coley, Daniel, Doss, Durham, Eldridge, Faison, Farmer, Forgety, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Pody, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Spivey, Swann, Terry, Todd, Travis, Weaver, White D., White M., Williams, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 64

Representatives voting no were: Akbari, Alexander, Armstrong, Beck, Byrd, Camper, Clemmons, Cooper, DeBerry, Dunlap, Dunn, Favors, Fitzhugh, Gilmore, Hardaway, Jernigan, Jones, Miller, Mitchell, Pitts, Powell, Shaw, Shepard, Smith, Sparks, Stewart, Towns, Turner, Windle -- 29

Rep. H. Brooks moved that **House Bill No. 1638**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 85
Noes 8

Representatives voting aye were: Alexander, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Casada, Clemmons, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Smith, Sparks, Spivey, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 85

Representatives voting no were: Armstrong, Beck, Cooper, Hardaway, Jones, Powell, Shepard, Stewart -- 8

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "no" to "aye" on **House Bill No. 1638** and have this statement entered in the Journal: Rep. Powell.

REGULAR CALENDAR, CONTINUED

House Bill No. 1807 -- Education, State Board of - As introduced, permits the board to collect an authorizer fee of up to four percent from charter schools that it authorizes. - Amends TCA Title 49, Chapter 13. by *Brooks H, *White M, *Kane, *Dunn, *Forgety, *DeBerry, *Smith. (*SB1731 by *Gresham, *Hensley, *Crowe, *Tate, *Tracy, *Gardenhire, *Haile)

On motion, House Bill No. 1807 was made to conform with **Senate Bill No. 1731**; the Senate Bill was substituted for the House Bill.

Rep. H. Brooks moved that Senate Bill No. 1731 be passed on third and final consideration.

Rep. Moody moved that Education Administration & Planning Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Casada moved the previous question, which motion prevailed by the following vote:

Ayes	67
Noes.....	24

Representatives voting aye were: Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Coley, Daniel, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Forgety, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Jenkins, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Pody, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Smith, Sparks, Spivey, Swann, Todd, Travis, Van Huss, Weaver, White D., White M., Williams, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 67

Representatives voting no were: Akbari, Armstrong, Beck, Camper, Clemmons, Cooper, DeBerry, Dunlap, Favors, Gilmore, Hardaway, Jernigan, Jones, Love, Miller, Mitchell, Pitts, Powell, Shaw, Shepard, Stewart, Towns, Turner, Windle -- 24

Rep. H. Brooks moved that **Senate Bill No. 1731** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	68
Noes.....	19
Present and not voting.....	3

Representatives voting aye were: Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Daniel, DeBerry, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Forgety, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Jenkins, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Pitts, Pody, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Smith, Sparks, Spivey, Swann, Todd, Travis, Van Huss, Weaver, White D., White M., Williams, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 68

Representatives voting no were: Armstrong, Beck, Clemmons, Cooper, Dunlap, Favors, Gilmore, Hardaway, Jernigan, Jones, Miller, Mitchell, Powell, Shaw, Shepard, Stewart, Towns, Turner, Windle -- 19

Representatives present and not voting were: Akbari, Camper, Coley -- 3

A motion to reconsider was tabled.

***House Bill No. 1478** -- Sentencing - As introduced, punishes sixth offense DUI as a Class C felony; defines "prior convictions" for purposes of enhancing a DUI sentence; removes Class E felony designation for third or subsequent conviction for simple possession or casual exchange of a controlled substance; removes mandatory 24-hour litter removal requirement for first DUI offenders. - Amends TCA Title 39; Title 40 and Title 55. by *Lamberth, *Farmer, *Holsclaw, *Parkinson, *Butt, *Goins, *Hulsey, *Weaver, *Kumar, *Akbari, *Love, *Marsh, *Sanderson, *Rogers, *Hardaway. (SB1572 by *McNally)

Further consideration of House Bill No. 1478, previously considered on March 10, 2016, at which time it was reset for today's Calendar.

Rep. Lamberth moved that House Bill No. 1478 be passed on third and final consideration.

Rep. Lamberth requested that Criminal Justice Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Sargent requested that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be placed at the heel of the amendments.

Rep. Stewart moved adoption of House Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 1478 by deleting SECTION 12 and substituting instead the following:

SECTION 12. Tennessee Code Annotated, Section 39-17-418, is amended by deleting subsection (e) and substituting instead the following:

(e) A violation under this section is a Class E felony where the person has two (2) or more prior convictions under this section and the current violation involves a Schedule I controlled substance classified as heroin, a Schedule II controlled substance classified as methamphetamine or cocaine, or any legend drug as defined by § 53-10-101.

Rep. Lamberth moved that House Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes 59
Noes..... 29

Representatives voting aye were: Alexander, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Coley, Dunn, Durham, Eldridge, Farmer, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill T., Holsclaw, Holt, Howell, Hulse, Jenkins, Johnson, Kane, Kumar, Lamberth, Littleton, Lollar, Marsh, Matheny, Matlock, McCormick, McDaniel, Moody, Powers, Ragan, Ramsey, Sanderson, Sargent, Sexton C., Sexton J., Spivey, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., White M., Williams, Wirgau, Zachary -- 59

Representatives voting no were: Akbari, Armstrong, Beck, Camper, Clemmons, Cooper, DeBerry, Doss, Dunlap, Favors, Fitzhugh, Gilmore, Jernigan, Jones, Love, Lundberg, Lynn, Miller, Mitchell, Pitts, Pody, Powell, Shaw, Shepard, Stewart, Towns, Turner, Windle, Womick -- 29

Rep. Stewart moved that House Amendment No. 4 be withdrawn, which motion prevailed.

Rep. Stewart moved adoption of House Amendment No. 5 as follows:

Amendment No. 5

AMEND House Bill No. 1478 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-418, is amended by deleting subdivision (c)(1) and substituting the following:

(1)

(A) Except as provided in subsections (d) and (e), a violation of subsection (a) is a Class A misdemeanor.

(B) A violation of subsection (b) is a Class C misdemeanor.

(C) A violation of subsection (e) involving the Schedule VI controlled substance of marijuana is a Class C misdemeanor.

SECTION 2. Tennessee Code Annotated, Section 39-17-418, is amended by deleting from subdivision (e) the language "A violation" and substituting the language "Except as provided in subdivision (c)(1)(C), a violation".

SECTION 3. This act shall take effect July 1, 2016, the public welfare requiring it.

Rep. Lamberth moved that House Amendment No. 5 be tabled, which motion prevailed by the following vote:

Ayes 72
Noes..... 20

Representatives voting aye were: Alexander, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Moody, Pody, Powers, Ragan, Ramsey, Sanderson, Sargent, Sexton C., Sexton J., Sparks, Spivey, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 72

Representatives voting no were: Akbari, Beck, Camper, Clemmons, Cooper, Fitzhugh, Gilmore, Jernigan, Jones, Love, Miller, Mitchell, Pitts, Powell, Shaw, Shepard, Stewart, Towns, Turner, Womick -- 20

Rep. Lamberth moved adoption of House Amendment No. 6 as follows:

Amendment No. 6

AMEND House Bill No. 1478 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-10-402, is amended by deleting subdivision (a)(4) and substituting instead the following:

(4) Any person violating § 55-10-401, upon conviction for a fourth or fifth offense, shall be sentenced as a felon to serve not less than one hundred fifty (150) consecutive days nor more than the maximum punishment authorized for the appropriate range of a Class E felony.

(5)

(A) A sixth or subsequent conviction for violating § 55-10-401, or any other applicable prior conviction as described in § 55-10-405(c), is a Class C felony and any person sentenced under this subdivision (a)(5) shall be sentenced to serve no less than the minimum sentence of imprisonment established in subdivision (a)(4) for a fourth offender, and not more than the maximum punishment authorized for the appropriate range of a Class C felony. For this subdivision (a)(5) to be applicable, the person shall:

(i) Have at least five (5) previous convictions for violations of § 55-10-401, or any other applicable prior conviction as described in § 55-10-405(c);

(ii) Commit a sixth or subsequent violation of § 55-10-401;
and

(iii) Commit the sixth or subsequent violation on or after
July 1, 2016.

(B) In addition to the required term of imprisonment for a sixth or subsequent offense, all of the collateral consequences of a violation of § 55-10-401, including a fine, forfeiture, driver license suspension or revocation, interlock, transdermal, and other monitoring devices, substance abuse assessments, in-patient or out-patient treatment, drug court or DUI court, and conditions of probation shall also apply to a sixth or subsequent offender.

SECTION 2. Tennessee Code Annotated, Section 40-35-501, is amended by adding the following as a new subsection:

() There shall be no release eligibility for a person committing the offense of carjacking under § 39-13-404, on or after July 1, 2016, until such person has served seventy-five percent (75%) of the sentence imposed by the court less sentence credits earned and retained. However, no sentence reduction credits authorized by § 41-21-236 or any other provision of law, shall operate to reduce the sentence imposed by the court by more than fifteen percent (15%).

SECTION 3. Tennessee Code Annotated, Section 55-10-405, is amended by deleting subsections (b) and (c) and substituting instead the following:

(b) If a person is convicted of a violation of § 55-10-401 in this state, for purposes of determining if the person is a multiple offender, the state may use a conviction for an offense committed in another state that would constitute the offense of driving under the influence of an intoxicant under § 55-10-401, vehicular assault under § 39-13-106, aggravated vehicular assault under § 39-13-115, vehicular homicide under § 39-13-213(a)(2), or aggravated vehicular homicide under § 39-13-218, if committed in this state. If an offense in a jurisdiction other than this state is not identified as one (1) of the offenses named in this subsection (b), it shall be considered a prior conviction if the elements of the offense are the same as the elements of the comparable offense in this state.

(c) For purposes of determining if a person convicted of a violation of § 55-10-401 is a multiple offender, a prior conviction for vehicular assault under § 39-13-106, aggravated vehicular assault under § 39-13-115, vehicular homicide under § 39-13-213(a)(2), or aggravated vehicular homicide under § 39-13-218 shall be treated the same as a prior conviction for driving under the influence of an intoxicant under § 55-10-401, provided, the person was convicted of the prior offense before committing the instant violation of § 55-10-401.

SECTION 4. Tennessee Code Annotated, Section 40-11-118, is amended by deleting subdivision (d)(1) and substituting instead the following:

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(1) When the court is determining the amount and conditions of bail to be imposed upon a defendant, if the defendant is charged with a violation of § 55-10-401, and has one (1) or more prior convictions for the offense of driving under the influence of an intoxicant under § 55-10-401, vehicular assault under § 39-13-106, aggravated vehicular assault under § 39-13-115, vehicular homicide under § 39-13-213(a)(2), aggravated vehicular homicide under § 39-13-218, or a prior conviction in another state that qualifies under § 55-10-405(b), the court shall consider the use of special conditions for the defendant, including, but not limited to, the conditions set out in subdivision (d)(2).

SECTION 5. Tennessee Code Annotated, Section 40-11-148, is amended by deleting subdivision (b)(1) and substituting instead the following:

(1) When the court is determining the amount and conditions of bail to be imposed upon a defendant who is charged with driving under the influence of an intoxicant under § 55-10-401, vehicular assault under § 39-13-106, aggravated vehicular assault under § 39-13-115, vehicular homicide under § 39-13-213(a)(2), or aggravated vehicular homicide under § 39-13-218, the court shall consider the use of special conditions for such defendant, including, but not limited to, the conditions set out in subdivision (b)(2), if the offense for which bail is being set was committed while the defendant was released on bail for a prior charge of violating any offense listed in this subdivision (b)(1).

SECTION 6. Tennessee Code Annotated, Section 55-10-406, is amended by deleting the final sentence of subsection (a) and substituting instead the following:

However, no such test or tests may be administered pursuant to this section unless conducted at the direction of a law enforcement officer having probable cause to believe the person was driving while under the influence of any intoxicant, controlled substance, controlled substance analogue, drug, substance affecting the central nervous system, or combination thereof as prohibited by § 55-10-401, or committing the offense of vehicular assault under § 39-13-106, aggravated vehicular assault under § 39-13-115, vehicular homicide under § 39-13-213(a)(2), or aggravated vehicular homicide under § 39-13-218.

SECTION 7. Tennessee Code Annotated, Section 55-10-407, is amended by deleting subdivision (f)(3) and substituting instead the following:

(3) For the purpose of determining the license suspension period under subsection (a), a prior conviction for the offense of vehicular assault under § 39-13-106, aggravated vehicular assault under § 39-13-115, vehicular homicide under § 39-13-213(a)(2), or aggravated vehicular homicide under § 39-13-218 shall be treated the same as a prior conviction for a violation of driving under the influence of an intoxicant under § 55-10-401.

SECTION 8. Tennessee Code Annotated, Section 55-10-409, is amended by deleting subdivision (a)(1) and substituting instead the following:

(1) Has a prior conviction for the offense of driving under the influence of an intoxicant under § 55-10-401, vehicular assault under § 39-13-106, aggravated vehicular assault under § 39-13-115, vehicular homicide under § 39-13-213(a)(2), or aggravated vehicular homicide under § 39-13-218 in this state or a similar offense in another state; or

SECTION 9. Tennessee Code Annotated, Section 55-10-411, is amended by deleting subdivision (b)(2) and substituting instead the following:

In the prosecution of second or subsequent offenders, the indictment or charging instrument must allege the prior conviction or convictions for a violation of driving under the influence of an intoxicant under § 55-10-401, vehicular assault under § 39-13-106, aggravated vehicular assault under § 39-13-115, vehicular homicide under § 39-13-213(a)(2), or aggravated vehicular homicide under § 39-13-218, setting forth the time and place of each prior conviction or convictions. When the state uses a conviction for the offense of driving under the influence of an intoxicant, aggravated vehicular homicide, vehicular homicide, aggravated vehicular assault, vehicular assault, or adult driving while impaired committed in another state for the purpose of enhancing the punishment for a violation of § 55-10-401, the indictment or charging instrument must allege the time, place, and state of the prior conviction.

SECTION 10. Tennessee Code Annotated, Section 55-10-413, is amended by deleting subdivision (f)(1) and substituting instead the following:

(1) In addition to all other fines, fees, costs, and punishments now prescribed by law, including the fee imposed pursuant to subsection (d), a blood alcohol or drug concentration test (BADT) fee in the amount of two hundred fifty dollars (\$250) shall be assessed upon a conviction for driving under the influence of an intoxicant under § 55-10-401, vehicular assault under § 39-13-106, aggravated vehicular assault under § 39-13-115, vehicular homicide under § 39-13-213(a)(2), or aggravated vehicular homicide under § 39-13-218, for each offender who has taken a breath alcohol test on an evidential breath testing unit provided, maintained, and administered by a law enforcement agency for the purpose of determining the breath alcohol content or has submitted to a chemical test to determine the alcohol or drug content of the blood or urine.

SECTION 11. Tennessee Code Annotated, Section 55-50-502, is amended by deleting subdivision (c)(3)(B)(i) and substituting instead:

(i) Based upon the records of the department of safety the person does not have a prior conviction for a violation of driving under the influence of an intoxicant under § 55-10-401, vehicular assault under § 39-13-106, aggravated vehicular assault under § 39-13-115, vehicular homicide under § 39-13-213(a)(2), or aggravated vehicular homicide under § 39-13-218, or, if the conviction occurs in another state, does not constitute a prior conviction pursuant to § 55-10-405(b).

SECTION 12. Tennessee Code Annotated, Section 39-17-418, is amended by deleting subsection (e) and substituting instead the following:

(e) A violation under this section is a Class E felony where the person has two (2) or more prior convictions under this section and the current violation involves a Schedule I controlled substance classified as heroin.

SECTION 13. Tennessee Code Annotated, Section 39-17-428, is amended by deleting subdivisions (b)(3) and (b)(6) and substituting instead the following:

(3) Third or subsequent conviction for a misdemeanor drug offense
1,000

(6) Third or subsequent conviction for a misdemeanor drug offense, where the current offense involves a Schedule I controlled substance classified as heroin, enhanced as a felony under § 39-17-418(e) 1,000

SECTION 14. Tennessee Code Annotated, Section 55-10-402, is further amended by deleting subdivisions (a)(1)(A) and (B) and substituting instead the following:

(A) Any person violating § 55-10-401, shall, upon conviction for the first offense, be sentenced to serve in the county jail or workhouse not less than forty-eight (48) consecutive hours nor more than eleven (11) months and twenty-nine (29) days.

(B) Any person violating § 55-10-401, upon conviction for the first offense with a blood alcohol concentration of twenty-hundredths of one percent (0.20%) or more, shall serve a minimum of seven (7) consecutive days rather than forty-eight (48) hours.

SECTION 15. Tennessee Code Annotated, Section 55-10-420, is amended by deleting the section in its entirety.

SECTION 16. Tennessee Code Annotated, Section 55-10-418, is amended by deleting subsection (e) and redesignating the remaining subsections accordingly.

SECTION 17. This act shall take effect July 1, 2016, the public welfare requiring it.

On motion, House Amendment No. 6 was adopted.

Rep. Van Huss moved that Criminal Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be withdrawn, which motion prevailed.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Favors

REGULAR CALENDAR, CONTINUED

Rep. Lundberg moved the previous question, which motion failed by the following vote:

Ayes	48
Noes.....	41

Representatives voting aye were: Brooks K., Calfee, Carr, Carter, Casada, Coley, Daniel, DeBerry, Durham, Eldridge, Faison, Farmer, Forgety, Goins, Gravitt, Halford, Hazlewood, Hicks, Holsclaw, Howell, Hulsey, Jenkins, Johnson, Kane, Kumar, Lamberth, Lundberg, Matheny, McCormick, McDaniel, McManus, Pody, Powers, Ragan, Ramsey, Sanderson, Sargent, Sexton C., Sexton J., Swann, Terry, Todd, Weaver, White D., White M., Wirgau, Zachary, Madam Speaker Harwell -- 48

Representatives voting no were: Akbari, Alexander, Armstrong, Beck, Brooks H., Byrd, Camper, Clemmons, Cooper, Doss, Dunlap, Dunn, Fitzhugh, Gilmore, Hardaway, Hawk, Hill M., Hill T., Holt, Jernigan, Jones, Keisling, Lollar, Love, Lynn, Matlock, Mitchell, Moody, Pitts, Powell, Shaw, Shepard, Sparks, Spivey, Stewart, Towns, Turner, Van Huss, Williams, Windle, Womick -- 41

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Littleton

REGULAR CALENDAR, CONTINUED

After further discussion, Rep. Casada moved the previous question, which motion failed by the following vote:

Ayes	52
Noes.....	37

THURSDAY, MARCH 17, 2016 – FORTY-NINTH LEGISLATIVE DAY UNOFFICIAL VERSION

Representatives voting aye were: Akbari, Alexander, Brooks H., Brooks K., Butt, Carr, Carter, Casada, Daniel, Durham, Eldridge, Faison, Farmer, Forgety, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Holsclaw, Howell, Jenkins, Johnson, Kane, Keisling, Kumar, Lamberth, Lundberg, Lynn, Matheny, McCormick, McDaniel, McManus, Pody, Powers, Ragan, Ramsey, Sanderson, Sargent, Sexton C., Sexton J., Terry, Todd, Travis, Weaver, White D., White M., Williams, Wirgau, Zachary, Madam Speaker Harwell -- 52

Representatives voting no were: Beck, Byrd, Calfee, Camper, Clemmons, Coley, Cooper, DeBerry, Doss, Dunlap, Dunn, Fitzhugh, Gilmore, Hardaway, Hill M., Hill T., Holt, Hulse, Jernigan, Jones, Lollar, Love, Matlock, Mitchell, Moody, Pitts, Powell, Shepard, Sparks, Spivey, Stewart, Swann, Towns, Turner, Van Huss, Windle, Womick -- 37

Rep. Lamberth moved that **House Bill No. 1478** be reset for the Regular Calendar on March 31, 2016, which motion prevailed.

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Powell

Representative Matlock

REGULAR CALENDAR, CONTINUED

House Bill No. 1920 -- Pensions and Retirement Benefits - As introduced, revises various provisions governing TCRS including clarifying that the transfer of funds from the stabilization reserve trust account is not a maximum unfunded liability cost and revising provisions concerning TCRS investments. - Amends TCA Section 3-9-103; Title 8, Chapter 25; Title 8, Chapter 34; Title 8, Chapter 35; Title 8, Chapter 36; Title 8, Chapter 37 and Section 26-2-105. by *Sargent, *Sanderson. (*SB1869 by *McNally, *Gardenhire, *Watson)

Further consideration of House Bill No. 1920, previously considered on March 3, 2016 and March 10, 2016, at which time it was reset for today's Calendar.

Rep. Sargent moved that **House Bill No. 1920** be reset for the Regular Calendar on March 31, 2016, which motion prevailed.

House Bill No. 2556 -- Employees, Employers - As introduced, requires the department of labor and workforce development to submit a report to each member of the general assembly of the total number of final orders issued pursuant to the Tennessee Lawful Employment Act, and prohibited employment contract activity, by December 1 of each year. - Amends TCA Title 12, Chapter 3 and Title 50. by *Durham, *Holt, *Sargent. (*SB2066 by *Stevens, *Green)

Further consideration of House Bill No. 2556, previously considered on the Consent Calendar for March 14, 2016, at which time it was objected to and reset for today's Calendar.

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On motion, House Bill No. 2556 was made to conform with **Senate Bill No. 2066**; the Senate Bill was substituted for the House Bill.

Rep. Durham moved that **Senate Bill No. 2066** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 86
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carter, Casada, Clemmons, Cooper, Daniel, DeBerry, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Love, Lundberg, Lynn, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Sparks, Spivey, Stewart, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 86

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 1469** -- Optometry - As introduced, confers immunity from civil liability for charitable organizations and free clinics involved in facilitating the dispensing of previously owned eyeglasses by licensed optometrists and ophthalmologists. - Amends TCA Title 63. by *Travis, *Terry. (SB1567 by *Yager)

Senate Amendment No. 2

AMEND House Bill No. 1469 by adding a new subsection (d) to Section 63-6-711 of the amendatory language of SECTION 1:

(d) The immunity conferred by this section shall not apply if the organization or person granted immunity engages in grossly negligent or willful and wanton misconduct in dispensing the previously owned eyeglasses.

Rep. Travis moved that the House concur in Senate Amendment No. 2 to **House Bill No. 1469**, which motion prevailed by the following vote:

Ayes 90
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Love, Lundberg, Lynn, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

UNFINISHED BUSINESS

MOTION TO PLACE BILL ON CALENDAR

Rep. Farmer moved that **House Bill No. 623**, held on the desk, be placed on the next available Regular Calendar, which motion prevailed.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow **House Bill No. 2031** to be heard in the Criminal Justice Subcommittee next week, which motion prevailed.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow **Senate Joint Resolution No. 393** to be heard in the Health Subcommittee next week, which motion prevailed.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow **House Bill No. 1997** to be heard in the Finance, Ways & Means Subcommittee next week, which motion prevailed.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow **House Bills Nos. 2119 and 2256** to be heard in the Business and Utilities Committee next week, which motion prevailed.

RULES SUSPENDED

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Rep. McCormick moved that the rules be suspended in order to allow **Senate Joint Resolution No. 463** to be heard in the State Government Subcommittee next week, which motion prevailed.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow **House Bill No. 2374** to be heard in the Criminal Justice Subcommittee next week, which motion prevailed.

RULES SUSPENDED

Rep. McCormick moved that the rules be suspended in order to allow all other legislation filed after the calendar deadline, yesterday, be heard in their respective Committees next week, which motion prevailed.

MOTION TO PLACE BILL ON CALENDAR

Rep. Calfee moved that **House Bill No. 850**, held on the Desk, be placed on the next available Regular Calendar, which motion prevailed.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 528 Rep. Holt as prime sponsor.

House Bill No. 1369 Rep. Calfee as prime sponsor.

House Bill No. 1478 Reps. Howell and DeBerry as prime sponsors.

House Bill No. 1676 Rep. Jernigan as prime sponsor.

House Bill No. 1929 Reps. Holt and K. Brooks as prime sponsors.

House Bill No. 2137 Rep. Jernigan as prime sponsor.

House Bill No. 2147 Reps. Casada and Keisling as prime sponsors.

House Bill No. 2199 Reps. Ragan, J. Sexton, Moody, Kane, Byrd and Travis as prime sponsors.

House Bill No. 2212 Reps. Gilmore, Jernigan and Clemmons as prime sponsors.

House Bill No. 2229 Rep. Weaver as prime sponsor.

House Bill No. 2307 Rep. Van Huss as prime sponsor.

House Bill No. 2374 Rep. Farmer as First prime sponsor.

House Bill No. 2389 Rep. Weaver as prime sponsor.

House Bill No. 2398 Reps. Swann and Carr as prime sponsors.

House Bill No. 2407 Rep. Jernigan as prime sponsor.

House Bill No. 2420 Rep. Lamberth as prime sponsor.

House Bill No. 2421 Reps. Matheny, Dunn, H. Brooks, Kane, Armstrong, Zachary, Smith, Keisling, Harwell, Eldridge, Turner, Carr as prime sponsors.

House Bill No. 2510 Reps. Coley, Ragan, Holsclaw, Butt, Sanderson, Goins, Johnson, Lollar, J. Sexton, Shaw, Casada, Halford, Zachary, Moody, Hawk, Byrd, Powers, Spivey, Reedy, Carr, Miller, K. Brooks, Dunn, Kane, Marsh, Doss, Littleton, Keisling, Mitchell, Womick, Van Huss, Kumar, Camper, Akbari, Love, Howell, Windle, Sparks, Alexander, Towns, Fitzhugh, Daniel, Eldridge, Hicks, Lundberg, Todd, Smith, Favors, Hazlewood, Matheny, Travis, Durham, Jones, Wirgau, Terry, Forgety, Armstrong, Powell, Weaver, Pody as prime sponsors.

SPONSORS REMOVED

On Motion, Reps. Windle and Van Huss were removed as sponsors of **House Bill No. 1478**.

On Motion, Rep. Calfee was removed as sponsor of **House Bill No. 2229**.

ENROLLED BILLS

March 17, 2016

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution No. 184; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

SIGNED

March 17, 2016

The Speaker announced that she had signed the following: House Resolution No. 184.

GREG GLASS, Chief Engrossing Clerk

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**SIGNED
March 17, 2016**

The Speaker announced that she had signed the following: House Bills Nos. 1443, 1475, 1492, 1513, 1648, 1677, 1683, 1768, 1836, 1867, 1903, 1905, 1944, 2155, 2170, 2305, 2572, 2619, 2624 and 2627.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
March 17, 2016**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1680, 1755, 1858, 2052 and 2334; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
March 17, 2016**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 636, 637, 638, 639, 640, 641, 642, 643, 644, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656 and 657; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
March 17, 2016**

The Speaker announced that she had signed the following: House Joint Resolutions Nos. 636, 637, 638, 639, 640, 641, 642, 643, 644, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656 and 657.

GREG GLASS, Chief Engrossing Clerk

**ENGROSSED BILLS
March 17, 2016**

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 464, 1495, 1638, 1791, 2095, 2261 and 2570; also House Joint Resolutions Nos. 673, 674, 675, 676, 677 and 678.

GREG GLASS, Chief Engrossing Clerk

**REPORT OF CHIEF ENGROSSING CLERK
March 17, 2016**

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MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 682 and 1700; for his action.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE GOVERNOR
March 17, 2016

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolutions Nos. 467, 610, 611, 613, 614, 615, 616, 620, 621, 627, 628, 629, 631, 632, 633, 634 and 635; with his approval.

DWIGHT E. TARWATER, Legal Counsel to the Governor

MESSAGE FROM THE SENATE
March 17, 2016

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 636, 637, 638, 639, 640, 641, 642, 643, 644, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656 and 657; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

ENROLLED BILLS
March 17, 2016

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill No. 1469; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

ROLL CALL

The roll call was taken with the following results:

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Present..... 93

Representatives present were Akbari, Alexander, Armstrong, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Shepard, Sparks, Spivey, Stewart, Swann, Terry, Todd, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Windle, Wirgau, Womick, Zachary, Madam Speaker Harwell -- 93

RECESS

On motion of Rep. McCormick, the House stood in recess until 5:00 p.m., Monday, March 21, 2016.